

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Panchayats – Sarvail Gram Panchayat – Appeal Petition filed by Smt. Easam Vijaya, Sarpanch, Sarvail Village, Narayanpur Mandal, Nalgonda District – against Proceedings of the District Collector (PW), Nalgonda District - disallowed - Orders - Issued.

PANCHAYAT RAJ AND RURAL DEVELOPMENT (PTS.II) DEPARTMENT

G.O. Rt. No. 351

Date: 14- 03-2011.
Read the following:

1. From the Dist. Collector, Nalgonda Dist., Procds. No.958/09-B1 (Pts), Dated 09-08-2010.
2. Appeal Petition filed by Smt. Easam Vijaya, Sarpanch, Sarvail Village, Narayanpur Mandal, Nalgonda District, dt. 13-8-2010.
3. Govt. Memo. No. 19801/Pts.II/A1/2010-1, dt 03-09-2010.
4. From the Asst. Registrar, APHC., Hyderabad, W.P.No.20589 of 2010 in W.P.M.P.No.20589 of 2010, dt.20.8.2010.
5. From the Asst. Registrar, APHC., Hyderabad, W.P.No.20589 of 2010, dt.22.12.2010.
6. Govt. Telegram No.19081/Pts.II/A1/2010-7, dt.23.2.2011.

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ORDER:

In the reference 1st read above, the District Collector (PW), Nalgonda District has removed Smt. Easam Vijaya from the post of Sarpanch, Sarvail Village, Narayanpur Mandal, Nalgonda District U/s 249(1) of Andhra Pradesh Panchayat Raj Act, 1994 for allegations levelled for approving layouts in the said Gram Panchayat.

2. Aggrieved by the said orders, in the reference 2nd read above, Smt. Easam Vijaya, Sarpanch, Sarvail Village, Narayanpur Mandal, Nalgonda District has filed an Appeal Petition before Government requesting to suspend the orders of District Collector (PW), Nalgonda Proceedings issued vide reference 1st read above.

3. In the reference 3rd read above, Government has called the report of the District Collector (PW), Nalgonda District in the matter for taking further action.

4. In the reference 4th read above, the Petitioner has gone to the Hon'ble High Court and filed a W.P. No. 20589 of 2010 before Hon'ble High Court and the Hon'ble High Court in W.P. No. 26191 of 2010 in W.P. No. 20589 of 2010 dated 20-08-2010 while issuing notices to all concerned has granted Interim suspension against the proceedings of District Collector(PW),Nalgonda,

5. In the reference 5th read above, the Hon'ble High Court in WP No. 20589 of 2010 dated 22-11-2010 while vacating stay orders and also disposing the case which was earlier granted by Hon'ble High Court has directed to dispose the Appeal Petition within a period of Two months.

6. The case was heard on 01-03-2011. The DPO, the Sarpanch and her counsel have attended the hearing. During the hearings, the counsel for the Sarpanch has requested to post pone the hearing to further date as he has received intimation on 27.02.2011. Accordingly the case was adjourned to 05.03.2011 at 3.00 PM.

7. The case was again heard on 05-03-2011. The DPO has explained the detailed reasons leading to removal of Smt. Easam Vijaya, Sarpanch, as she has not followed the rules prescribed in the G.O.Ms.No.67, PR & RD Deptt., dt.26.2.2001, which is in violation of APPR Act, 1994. Due to which a huge loss by way of fee is caused to the Gram Panchayat. The counsel for the sarpanch has submitted a written explanation on behalf of the Sarpanch, in which there are no new points and justification.

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8. Government after careful examination of the case and going through the material available on records, it is observed that the Sarpanch has not brought any valid material in her support on violation of the rules prescribed as per the APPR Act, 1994 and loss to the Gram Panchayat. There is no point to interfere with the orders issued by the District Collector. The appeal petition filed by Smt. Easam Vijaya, Sarpanch, Sarvail is hereby disallowed and the proceedings of the District Collector are confirmed as issued in the reference 1st read above.

9. The District Collector (PW), Nalgonda District shall take necessary further action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**Dr. RAJIV SHARMA
PRINCIPAL SECRETARY TO GOVERNMENT**

To

The District Collector (PW), Nalgonda District.

The Commissioner, Panchayat Raj and Rural Employment, Hyderabad.

The District Panchayat Officer, Nalgonda District.

Copy to:

Smt. Easam Vijaya, Sarpanch, Sarvail Village, Narayanpur Mandal, Nalgonda District.

The P.S. to M(PR&RWS)

The Govt. Pleader for PR&RD, A.P. High Court, Hyderabad.

Sf/Sc.

//FORWARDED::BY ORDER//

SECTION OFFICER